REMARKS

The Office Action mailed March 30, 2007 considered claims 1-31 and 35-39. Claims 1-7, 11-18, 21-29, 31 and 35-39 were rejected under 35 U.S.C. 103(a) as being unpatentable over Anderson et al. (US 2002/0194307) hereinafter *Anderson* in view of Oppenheimer et al. (US 2003/0014477) hereinafter *Oppenheimer* in view of Eldridge et al. (US 6,397,261) hereinafter *Eldridge*. Claims 8, 9, 10, 19, 20 were rejected under 35 U.S.C. 103(a) as being unpatentable over *Anderson* in view of *Oppenheimer* in view of *Eldridge* and further in view of LaRue et al. (US 6,535,892) hereinafter *LaRue*.[1]

By this paper, claims 1, 8, 10, 11, and 38 have been amended, and claims 9, 21, 22, 35 and 39 have been cancelled, such that claims 1-8, 10-20, and 36-38 remain pending in the application.

As a preliminary matter, applicants would like to thank the Examiner for the courtesies extended during the telephonic conversation of April 6, 2007. The substance of that conversation is included herein below.

The independent claims are directed to conserving network bandwidth while still providing a transparent experience for a user by displaying an indication that a document is attached to an email message and sending a document inclusion instruction to a server without the document itself. This allows the server to attach the document to a message if the document is available at the server, request the document or allows the server to attach a different version of the document if it is available at the server. The claims have been amended to positively recite the case when different version of the document is attached by the server.

In the office action mailed March 30, 2007, the Examiner seems to indicate at page 10 that if the subject matter of claims 37 and 39, which includes the versioning embodiment discussed above, were incorporated into the independent claims of the application and positively recited in those claims, that the claims would overcome the cited art. By this amendment, the claims have been amended to incorporate the limitations of claims 37 and 39. Additionally,

[1] Although the prior art status of the cited art is not being challenged at this time, Applicant reserves the right to challenge the prior art status of the cited art at any appropriate time, should it arise. Accordingly, any arguments and amendments made herein should not be construed as acquiescing to any prior art status of the cited art.

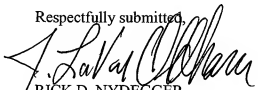
these elements are recited in the claims not as alternative elements. As such, applicants believe that the claims should be in condition for allowance.

In view of the foregoing, Applicant respectfully submits that the other rejections to the claims are now moot and do not, therefore, need to be addressed individually at this time. It will be appreciated, however, that this should not be construed as Applicant acquiescing to any of the purported teachings or assertions made in the last action regarding the cited art or the pending application, including any official notice. Instead, Applicant reserves the right to challenge any of the purported teachings or assertions made in the last action at any appropriate time in the future, should the need arise. Furthermore, to the extent that the Examiner has relied on any Official Notice, explicitly or implicitly, Applicant specifically requests that the Examiner provide references supporting the teachings officially noticed, as well as the required motivation or suggestion to combine the relied upon notice with the other art of record.

In the event that the Examiner finds remaining impediment to a prompt allowance of this application that may be clarified through a telephone interview, the Examiner is requested to contact the undersigned attorney at 801-533-9800.

Dated this 19th day of June, 2007.

Respectfully submitted,



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